

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Joseph F. Bringley et al.

Group Art Unit: 1773

Examiner: Monique R. Jackson

Confirmation No.: 4460

**ARTICLE FOR INHIBITING  
MICROBIAL GROWTH IN  
PHYSIOLOGICAL FLUIDS**

U.S. Serial No. 10/822,945

Filed: 13 April 2004

***MAIL STOP - AMENDMENTS***

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PENDING SECOND APPLICATION**

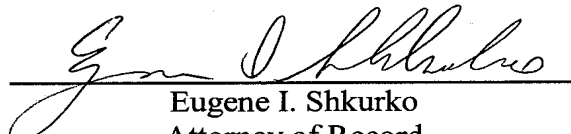
The owner, Eastman Kodak Company of the entire interest in the instant application, hereby disclaims except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second U.S. Patent Application Serial No. **10/823,453**. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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disclaimer filed prior to the patent grant on the second application, in the event that any patent granted on the second application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

☒ The undersigned is an attorney of record.  
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11-13-07  
Date

  
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☒ The Commissioner is hereby authorized to charge any fees in  
In connection with this communication to Eastman Kodak Company,  
Deposit Account 05-0225.

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the  
Examiner is requested to communicate with Eastman Kodak Company Patent Operations at  
(585) 477-4656.